

OFFICIAL FILE

ORIGINAL

STATE OF ILLINOIS  
ILLINOIS COMMERCE COMMISSION

Florine Matthews :  
-vs- : 03-0332  
The People Gas Light and Coke Company :  
Complaint as to billing in Chicago, Illinois :

CHIEF CLERK'S OFFICE

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ILLINOIS  
COMMERCE COMMISSION

**OBJECTION TO MOTION TO DISMISS**

Now comes the Complainant, Florine Matthews representing herself and moves not to dismiss the captioned complaint and in support thereof states:

- 1). On May 19, 2003, I filed a verified complaint against The People Gas Light and Coke Company whereas I was overcharged for gas service at 5115 W. Bloomingdale Ave, Chicago IL 60639-4424 due to a non functional gas meter for a period of approximately 80 days.
- 2). On July 17, 2003 this matter was heard by Administrative Law Judge David Gilbert where I appeared for myself and The People Gas Light and Coke Company was represented by counsel.
- 3). On March 18, 2004 I never confirmed that the complaint had been settled and that my gas account had been credited appropriately. There was always the issue of my credit being reported negatively due to The People Gas Light and Coke Company reporting late payments and charging that I pay a deposit due to their error and gas meter not functioning.
- 4). I have responded to all correspondence that I have received in regards to this complaint in a timely manner and have diligently prosecuted this issue as it is still ongoing.
- 5). I have never been asked to sign an extension and if a review of my case file is done you will see that I have had at least 10 different attorneys representing The People Gas Light and Coke Company during the processing of this complaint.
- 6). This complaint was not settled and there was never an agreement to credit my gas bill with a \$560.00 credit. The agreement was to charge me a lump sum of \$750.00 for the gas services rendered for a period of approximately 80 days of service. This can be confirmed by ALJ David Gilbert.
- 7). The affidavit sworn to by Brian Schmoldt is not true in its contents and goes against the creditability of The People Gas Light and Coke Company.. Mr. Schmoldt did not represent The People Gas Light and Coke Company as he stated during the handling

of my informal and formal complaint nor does he have the facts and circumstances surrounding the settlement of this complaint. There is not a reason for Peoples Gas to refuse to clear my credit. I have paid my gas bills on time as is evident by looking into the activity of my account. Every current balance was paid within days of receipt of the bill.

8). This complaint should not be dismissed and my gas account has not been appropriately credited.


9). ALJ David Gilbert was made aware of my current address by letter dated December 13, 2005. I received the correspondence concerning your Motion to Dismiss on January 12, 2006. (See attached)

10). I am not aware of all the rules and regulations governing the Public Utilities Act and I am doing my best as a creditable citizen to fix a situation that would not exist if not for The People Gas Light and Coke Company. I ask for your consideration in this matter.

WHEREFORE, I respectfully request the following:

- (a) The People Gas Light and Coke Company correct my credit history to reflect a true credit rating in this matter.
- (b) This complaint not to be dismissed without prejudice; and
- (c) such other relief as the Commission may deem just and proper.

Respectfully submitted,  
Florine Matthews  
4207 Live Oak St. Apt3310  
Dallas TX 75204-6723

By:   
Florine Matthews, Complainant

**CERTIFICATE OF SERVICE**

I hereby certify that on January 13, 2006, I served my Objection to Dismiss, by causing a copy to be placed in the U S Mail, first class, delivery confirmation, addressed to each of the parties indicated below:

Ms. Elizabeth A Rolando  
Chief Clerk  
Illinois Commerce Commission  
527 East Capitol Avenue  
Springfield IL 62701

Mr. Mark L Goldstein  
108 Wilmot Road, Suite 330  
Deerfield IL 60015

Mr. David Gilbert  
Administrative Law Judge  
160 N LaSalle St., Suite C-800  
Chicago IL 60601

  
Florine Matthews